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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES RIDGEWAY, JAIME FAMOSO,
JOSHUA HAROLD, RICHARD BYERS, DAN
THATCHER, NINO PAGTAMA, WILLIE
FRANKLIN, TIM OPITZ, FARRIS DAY,
KARL MERHOFF and MICHAEL KROHN

Plaintiffs.

V.

WAL-MART STORES, INC., a Delaware corporation d/b/a WAL-MART TRANSPORTATION LLC, and Does One through and including Doe Fifty

Defendants

[Previously captioned as *Bryan et al. v. Wal-Mart Stores, Inc.*]

CASE NO. 3:08-cv-05221-SI

**STIPULATED REQUEST AND
[PROPOSED] ORDER MODIFYING
CASE MANAGEMENT SCHEDULE**

AMENDED

The undersigned counsel, on behalf of Plaintiffs Charles Ridgeway, Jaime Famoso, Joshua Harold, Richard Byers, Dan Thatcher, Nino Pagtama, Willie Franklin, Tim Opitz, Farris Day, Karl Merhoff, and Micheal Krohn (“Plaintiffs”) and Defendant Wal-Mart Stores, Inc. (“Wal-Mart,” and collectively, with Plaintiffs, the “Parties”), hereby stipulate as follows:

RECITALS

WHEREAS the Court has set pre-trial deadlines in its Second Pretrial Preparation Order (Dkt. No. 213) and had previously set deadlines in its Pretrial Preparation Order (Dkt. No. 174);

WHEREAS the parties have worked diligently to resolve discovery and deposition issues in the timing provided by that Order;

WHEREAS Plaintiffs' counsel are currently in the midst of a three month class action trial in another lawsuit that will affect the parties' ability to complete agreed upon discovery and depositions as scheduled, particularly given the time constraints of the coming retail blackout holiday period where many Wal-Mart employees will be unavailable because of business constraints; and

WHEREAS the parties believe they have identified the remaining discovery to be completed and believe the new deadlines will allow an orderly completion of the same.

STIPULATION

Accordingly, the parties now jointly stipulate and respectfully request that this Court order the following changes to the existing schedule:

Event	Current Date	Proposed New Date
Expert Designation	October 19, 2015	June 17, 2016 4/29/16
Expert Rebuttal	October 28, 2015	July 18, 2016 5/20/16
Dispositive Motions	January 15, 2016	On or before July 15, 2016 7/1/16
Oppositions to Dispositive Motions	January 29, 2016	Three weeks to oppose 7/15/16
Replies In Support of Motions	February 5, 2016	Two weeks to reply 7/22/16
Discovery Cutoff (Expert and Non-Expert)	December 3, 2015	August 19, 2016 6/30/16
Pretrial Conference	April 12, 2016	September 2, 2016 9/6/16
Trial	April 25, 2016	September 16, 2016 9/19/16

DISPOSITIVE MOTION HEARING: 8/5/16 @ 9 A.M.

Pursuant to Local Rule 6-2(a), the declarations of Daniel M. Kopfman and Jesse A. Cripps in support of this stipulation are filed herewith.

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2 IT IS SO STIPULATED.
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4 Dated: September 28, 2015
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6 By: /s/ Daniel Kopfman
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8 Daniel Kopfman
9 WAGNER, JONES, KOPFMAN, &
10 ARTEMIAN LLP
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12 Attorneys for Plaintiffs
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By: /s/ Jesse A. Cripps
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3 Jesse A. Cripps
4 GIBSON, DUNN & CRUTCHER LLP
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Attorneys for Defendant
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I, Jesse A. Cripps, attest that concurrence in the
filing of this document has been obtained from the
other signatory.

1 **[PROPOSED] ORDER**
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3 Pursuant to the above stipulation, the Stipulation and Order regarding the case management
4 schedule is approved.

5 DATE: _____
6 THE HONORABLE SUSAN ILLSTON
7 UNITED STATES DISTRICT JUDGE
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